

UNITED STATES DISTRICT COURT, DISTRICT OF NEW MEXICO SENTENCING MINUTE SHEET													
CR No: 20-2121 KWR				USA vs.: METZGAR									
Date: 8/2/2022				Name of Deft: KEVIN METZGAR									
Before the Honorable: Kea W. Riggs, U.S. District Judge													
Time In/Out:		10:56am-11:11am				Total Time in Court (for JS10):				15 minutes			
Clerk:		C. Bevel				Court Reporter:				Danna Schutte Everett			
AUSA:		Nora Wilson				Defendant's Counsel:				Martin Juarez			
Sentencing in:		Albuquerque				Interpreter:				N/A			
Probation Officer:		Melissa Corella				Interpreter Sworn?				Yes		No	
Convicted on:		<input checked="" type="checkbox"/> Plea		<input type="checkbox"/> Verdict		As to:		<input type="checkbox"/> Information		<input checked="" type="checkbox"/> Indictment			
If Plea:		<input checked="" type="checkbox"/> Accepted		<input type="checkbox"/> Not Accepted		Adjudged/Found Guilty on Counts: Counts 1 & 2							
If Plea Agreement:		<input checked="" type="checkbox"/> Accepted		<input type="checkbox"/> Not Accepted		<input type="checkbox"/> No Plea Agreement		Comments:					
Date of Plea/Verdict:		2/8/2022		PSR: <input checked="" type="checkbox"/>		<input type="checkbox"/> Not Disputed		<input type="checkbox"/> Disputed		<input checked="" type="checkbox"/>		Courts adopts PSR Findings	
Evidentiary Hrg:		<input checked="" type="checkbox"/> Not Needed		<input type="checkbox"/> Needed		Exceptions to PSR:							
SENTENCE IMPOSED				Imprisonment (BOP):				Counts 1 & 2: 60 months as to each count to run consecutively for a total term of 120 months					
Supervised Release:		4 years concurrently						Probation:					
REC		500-Hour Drug Program		BOP Sex Offender Program		Other:							
ICE		Court recommends ICE begin removal proceedings immediately or during service of sentence								ICE not applicable			
SPECIAL CONDITIONS OF SUPERVISION													
		No re-entry without legal authorization						Home confinement for months days					
		Comply with ICE laws and regulation						Community service for 60 hours during supervised release.					
<input checked="" type="checkbox"/>		Participate in/successfully complete subst abuse program/testing Testing shall not exceed more than 60 test(s) per year						Reside halfway house 6 months days					
<input checked="" type="checkbox"/>		Participate in/successfully complete mental health program						Register as sex offender					
		Refrain from use/possession of alcohol/intoxicants Testing shall not exceed more than 4 per day						Participate in sex offender treatment program					
<input checked="" type="checkbox"/>		Submit to search of person/property						Possess no sexual material					
		No contact with victim(s) and/or co-defendant(s)						No computer with access to online services					
		No entering or loitering near victim's residence						No contact with children under 18 years					
		Provide financial information						No volunteering where children supervised					
		Waive right of confidentiality and allow the treatment provider to release treatment records						Restricted from occupation with access to children					
<input checked="" type="checkbox"/>		Must not knowingly purchase, possess, distribute, administer, or otherwise use any psychoactive substances (e.g., synthetic marijuana, bath salts, etc.) that impair your physical or mental functioning, whether or not intended for human consumption.						No loitering within 100 feet of school yards					
<input checked="" type="checkbox"/>		Must not possess, sell, offer for sale, transport, cause to be transported, cause to affect interstate commerce, import, or export any drug paraphernalia, as defined in 21 U.S.C. 863(d).						If defendant is unemployed - Must participate in an educational or vocational services program and follow the rules and regulations of that program					
		OTHER:											
Fine: \$		0				Restitution: \$		0					
SPA: \$		200.00 (100 per count)				Payment Schedule:		<input checked="" type="checkbox"/>		Due Immediately		Waived	
Consistent with a stipulation in the Plea Agreement, the defendant forfeits his rights, title, and interest to \$76,729 in US Currency as well as the firearms (4) seized during the instant offense as reflected in paragraph OTHER: 19 of the plea agreement.													
		Advised of Right to Appeal		<input checked="" type="checkbox"/>		Waived Appeal Rights per Plea Agreement							
<input checked="" type="checkbox"/>		Held in Custody		Voluntary Surrender									

X	Recommended place(s) of incarceration: La Tuna, Anthony Texas
	Dismissed Counts:
<p>AUSA Wilson requests delay entry of the Judgment so that defendant is not designated to a BOP facility in light of defendant's pending murder charge in the State of New Mexico.</p> <p>Mr. Juarez has concerns with delaying entry of the Judgment.</p> <p>OTHER COMMENTS: Court will not delay entry of the judgment.</p>	